THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.18495 of 2005

Date: 03-01-2007.

Between :

M/s.CDR Health Care Limited, Hyderabad,
rep. by its Authorised Person.

.....Petitioner

And

C.Rami Reddy, the Arbitrator & another.

.....Respondents.

THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.18495 of 2005

ORDER : (Per Hon'ble Sri Justice Bilal Nazki)

There was an Award passed by the Arbitrator, being Award No.4 of 2003 on 8th of December 2003. An O.P. was filed in terms of Section 34 of the Arbitration and Conciliation Act, 1996 (for short 'the Act') before a Civil Court, challenging the Award and it has been dismissed. This writ petition has been filed again challenging the Award of the Arbitrator.

We are of the view that no writ petition would lie against an Award passed by an Arbitrator, particularly when the remedies available under the Act have already been utilized. This case was taken up on 30th of August 2006 and an adjournment was sought. The Court adjourned the matter and vacated the interim orders that had been granted on 22.08.2005. From 30th August 2006 till today, the case has been listed on number of occasions and it has been adjourned. Today nobody appears.

For these reasons, the writ petition is dismissed.

_____

BILAL NAZKI, J

_____

NOOTY RAMAMOHANA RAO, J

3rd January 2007.

ajr